

"EXPRESS MAIL" Mailing Label Number

EB027137475US

I HEREBY CERTIFY THAT THIS PAPER OR FEE IS BEING  
DEPOSITED WITH THE U.S. POSTAL SERVICE "EXPRESS  
MAIL POST OFFICE-TO-ADDRESSEE SERVICE" UNDER 37  
CFR 1.10 ON THE DATE INDICATED BELOW AND IS  
ADDRESSED TO: COMMISSIONER FOR PATENTS,  
P.O. BOX 1450, ALEXANDRIA, VA 22313-1450 ON:

November 3, 2006

DATE OF DEPOSIT

  
SIGNATURE OF PERSON MAILING PAPER OR FEEJill Wolfe

NAME OF PERSON SIGNING

November 3, 2006

DATE OF SIGNATURE

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants : Michael J. O'Donnell  
et al.

Serial No. : 10/540,695

Filing Date : June 29, 2005

For : BURNER

Attorney Docket No. : 16-589 P/US - 3768

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**INFORMATION DISCLOSURE STATEMENT**

Sir:

1. Pursuant to 37 CFR §1.97 and §1.98, and in compliance with CFR §1.56, the Office's attention is directed to the patents, pending applications, publications and other information listed on the attached PTO-1449. Copies of listed foreign patents and other listed publications are enclosed. No copies of the listed U.S. patents and U.S. patent applications are enclosed. Applicant(s) make no admission that the enclosed documents are prior art to the present invention.

2. Regarding each listed document that is not in the English language, an English-language translation accompanies this Statement as indicated on the attached PTO-1449 or a corresponding U.S. Patent is enclosed or a concise explanation of the relevance of the document is set forth on an attached sheet, or a copy of an English-language search report is attached.
3. Pursuant to 37 CFR §1.97(b) this Statement is being filed (one must be checked):
- (a) ☐ Within 3 months of the filing date or date of entry into the National Stage.
  - (b) ☒ Before the mailing date of a first Office Action on the merits.
  - (c) ☐ After the period set forth in 37 CFR §1.97(b) but before the mailing date of either a final action or a notice of allowance, or an action that otherwise closes prosecution in the application.
    - 1) ☐ A certification is given below,
    - 2) ☐ Enclosed is a check covering the fee (\$180.00) set forth in §1.17(p) for consideration of this Statement, or
    - 3) ☐ Charge the fee set forth in 37 CFR §1.17(p) to Deposit Account No. 20-0090.
  - (d) ☐ After the mailing date of either a final action or a notice of allowance, but before payment of the issue fee. The required certification and fee is indicated below.
    - 1) ☐ Enclosed is a check

covering the fee set forth in  
37 CFR \$1.17(p) \$180, or

- 2) ☐ Charge the fee set forth in  
37 CFR \$1.17(p) to Deposit  
Account No. 20-0090.

4. Certification (if applicable):

(a) ☐ The undersigned hereby certifies that each item of information contained in this Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than 3 months prior to the filing of this Statement.

(b) ☐ The undersigned hereby certifies that no item of information contained in this Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the undersigned's knowledge after making reasonable inquiry no item of information contained in the Statement was known to any individual designated in 37 CFR \$1.56(c) more than 3 months prior to the filing of this Statement.

5. The Commissioner is hereby authorized to charge any additional fees, fees underpaid, or credit any overpayment with regard to this Statement to Deposit Account No. 20-0090.

6. Concise Explanation (if needed):

(1) ☐ Below is a Concise Statement of Relevance of enclosed non-English language document(s).

**U.S. PATENTS**


U.S. Patent 4,793,800  
U.S. Patent 5,355,841  
U.S. Patent 5,520,536  
U.S. Patent 5,697,330

U.S. Patent 6,036,480  
U.S. Patent 6,439,171 B1

FOREIGN PATENTS

French Patent 2 651 863 A1

Respectfully submitted,

  
\_\_\_\_\_  
John R. Hlavka  
Reg. No. 29,076

TAROLLI, SUNDHEIM, COVELL  
& TUMMINO L.L.P.  
Phone: (216) 621-2234  
Fax: (216) 621-4072  
**Customer No.: 26294**

Substitute for form 1449/PTO

## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

*(Use as many sheets as necessary)*

**Complete if Known**

Application Number	10/540,695
Filing Date	June 29, 2005
First Named Inventor	Michael J. O'Donnell
Art Unit	N/A
Examiner Name	N/A
Attorney Docket Number	16-589P/US

Sheet	1	of	1
-------	---	----	---

## U. S. PATENT DOCUMENTS

[illegible]

## FOREIGN PATENT DOCUMENTS

[illegible]

Examiner Signature		Date Considered	
-----------------------	--	--------------------	--

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

*If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.*